

1 COOLEY LLP
 2 MICHAEL G. RHODES (116127) (rhodesmg@cooley.com)
 3 MATTHEW D. BROWN (196972) (brownmd@cooley.com)
 4 WHITTY SOMVICHIAN (216083) (wsomvichian@cooley.com)
 5 101 California Street, 5th Floor
 6 San Francisco, CA 94111-5800
 7 Telephone: (415) 693-2000
 8 Facsimile: (415) 693-2222

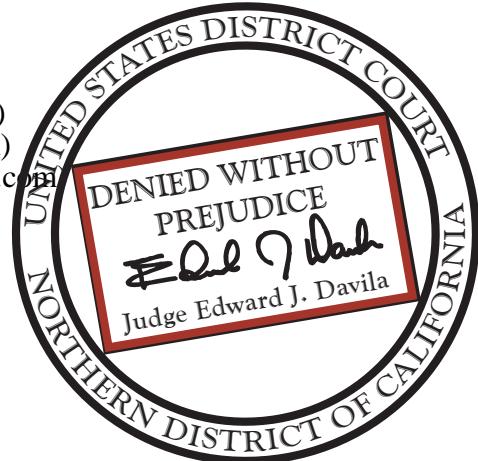
9
 10 Attorneys for Defendant LINKEDIN CORPORATION

11 SEAN P. REIS (184044)
 12 (sreis@edelson.com)
 13 EDELSON MCGUIRE LLP
 14 30021 Tomas Street, Suite 300
 15 Rancho Santa Margarita, California 92688
 16 Telephone: (949) 459-2124

17 JAY EDELSON* (jedelson@edelson.com)
 18 RAFEY S. BALABANIAN* (rbalabanian@edelson.com)
 19 ARI J. SCHARG* (ascharg@edelson.com)
 20 CHRISTOPHER L. DORE* (cdore@edelson.com)
 21 EDELSON MCGUIRE LLC
 22 350 North LaSalle Street, Suite 1300
 23 Chicago, Illinois 60654
 24 Telephone: (312) 589-6370
 25 Fax: (312) 589-6378

26 Attorneys for Plaintiff
 27 KATIE SZPYRKA

28 * *Motion for admission pro hac vice to be filed*



18
 19 UNITED STATES DISTRICT COURT
 20 NORTHERN DISTRICT OF CALIFORNIA
 21 SAN JOSE DIVISION

22 KATIE SZPYRKA, individually and on
 23 behalf of all others similarly situated,

24 Plaintiff,

25 v.

26 LINKEDIN CORPORATION, a Delaware
 27 Corporation,

28 Defendant.

Case No. 12-CV-3088 EJD

**STIPULATION TO EXTEND TIME TO
 RESPOND TO COMPLAINT
 (CIV. L.R. 6-1(a))**

Courtroom: 4, 5th Floor
 Judge: Hon. Edward J. Davila
 Trial Date: None Set

STIP. TO EXTEND TIME TO RESPOND TO COMPL.
 CASE NO. 12-CV-3088-EJD

1 This Stipulation is entered into by and among plaintiff Katie Szpyrka (“Plaintiff”) and
 2 defendant LinkedIn Corporation (“LinkedIn”) (Plaintiff and LinkedIn collectively the “Parties”),
 3 by and through their respective counsel.

4 WHEREAS Plaintiff filed a Complaint in the above-entitled action in the United States
 5 District Court for the Northern District of California on June 15, 2012;

6 WHEREAS a Waiver of the Service of Summons form, executed by LinkedIn’s counsel,
 7 has been filed;

8 WHEREAS the current deadline for LinkedIn to answer, move, or otherwise respond to
 9 the Complaint is August 14, 2012 (60 days from the date on which Plaintiffs sent the request for
 10 waiver of service to LinkedIn);

11 WHEREAS, including this action, there are a total of four related actions that have been
 12 filed in the United States District Court for the Northern District of California (collectively the
 13 “Related Actions”), with this action being the first-filed and lowest-numbered action;

14 WHEREAS the three other Related Actions are captioned *Paraggua v. LinkedIn Corp.*,
 15 Case No. 12-CV-3430 EDL; *Shepherd v. LinkedIn Corp.*, Case No. 12-CV-3422 JSC; and *Veith*
 16 *v. LinkedIn Corp.*, Case No. 12-CV-3557 PSG;

17 WHEREAS, on July 16, 2012, on the docket in this action (Dkt. No. 12), the plaintiffs in
 18 the four Related Actions jointly filed a Motion to Consolidate and Appoint Interim Lead Class
 19 Counsel and Liaison Class Counsel (the “Motion to Consolidate”), in which all plaintiffs jointly
 20 moved the Court to consolidate the four Related Actions into the *Szpyrka* action before this Court
 21 (the Honorable Edward J. Davila), to grant leave to file a consolidated amended complaint, and to
 22 appoint interim lead class counsel and liaison class counsel;

23 WHEREAS LinkedIn supports consolidation of the Related Actions and the filing of a
 24 consolidated amended complaint;

25 WHEREAS, in light of the pendency of the Motion to Consolidate jointly filed by the
 26 plaintiffs in all four Related Actions and LinkedIn’s support for consolidation, the Parties believe
 27 that the interests of efficiency and judicial and party economy are best served by not requiring
 28 LinkedIn to file a response to the complaint in each of the four Related Actions, and, instead, are

STIP. TO EXTEND TIME TO RESPOND TO COMPL.
CASE NO. 12-CV-3088-EJD

1 best served by waiting for the consolidated amended complaint to be filed before requiring
2 LinkedIn to file a response;

3 WHEREAS under Civil Local Rule 6-1(a), parties may stipulate in writing, without a
4 court order, to extend the time within which to answer or otherwise respond to a complaint;

5 WHEREAS extending the date for LinkedIn to respond to the Complaint as set forth
6 below will not alter the date of any event or deadline already fixed by Court order;

7 NOW, THEREFORE, the Parties hereby stipulate and agree as follows:

8 1. LinkedIn's deadline to answer, move, or otherwise respond to the Complaint in
9 this action—currently August 14, 2012—is stayed pending the Court's ruling on the plaintiffs'
10 Motion to Consolidate.

11 2. If the Motion to Consolidate is granted, LinkedIn will no longer have an obligation
12 to answer, move, or otherwise respond to the Complaint in this action, and instead must answer,
13 move, or otherwise respond to the consolidated amended complaint within 45 days after the
14 deadline for the plaintiffs in the Related Actions to file the consolidated amended complaint.

15 3. In the event that the Motion to Consolidate is denied, LinkedIn's deadline to
16 answer, move, or otherwise respond to the current operative Complaint in this action will be 45
17 days after the date on which the Court's order denying the Motion to Consolidate is filed.

18 **IT IS SO STIPULATED.**

19 Dated: July 20, 2012

COOLEY LLP

20
21 By: /s/ Matthew D. Brown
Matthew D. Brown (196972)

22 Attorneys for Defendant LINKEDIN CORP.
23

24 Dated: July 20, 2012

EDELSON MCGUIRE LLP

25
26 By: /s/ Sean P. Reis
Sean P. Reis (184044)

27 Attorneys for Plaintiff KATIE SZPYRKA
28

1 **ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1(i)(3)**

2 Pursuant to Civil Local Rule 5-1(i)(3), I, Matthew D. Brown, attest that concurrence in the
3 filing of this document has been obtained from each of the other signatories.

4

5 Dated: July 20, 2012

/s/ Matthew D. Brown

Matthew D. Brown

6

7 1278679/SF

8 The stipulation is DENIED WITHOUT PREJUDICE. Before the court will consider
9 extending Defendant's time to respond to the Complaint, and before the court will
10 consider consolidating this case with cases not already assigned to Judge Davila, the
11 parties must file and obtain a ruling on an administrative motion to consider whether
cases should be related pursuant to Civil Local Rule 3-12(b).

12 DATED: July 23, 2012



EDWARD J. DAVILA

United States District Judge

12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28